

**CITY COUNCIL, SEPTEMBER 7, 2005**

**CITY COUNCIL CHAMBERS**

**3rd FLOOR, CITY HALL**

**7:00 PM**

**137 ROOSEVELT AVENUE**

**PAWTUCKET, RHODE ISLAND**

**PRE-COUNCIL AGENDA**

**5:00 PM – CLAIMS COMMITTEE - A PORTION OF THE MEETING MAY  
BE HELD IN EXECUTIVE SESSION**

**Pursuant to Section 42-46-4 & Section 42-46-5 (A)(2) of the  
General Laws of Rhode Island regarding pending litigation**

**6:45 PM – PUBLIC INPUT PERIOD**

**6:45 PM – BOARD OF LICENSE COMMISSIONERS**

**7:00 PM – CITY COUNCIL**

**DOCKET**

**CONVENED\_\_\_\_\_PM**

**Previous Minutes**

## **1. \*CONSENT AGENDA**

## **2. \*CORRESPONDENCE**

**A. Communication from the Rhode Island Clean Water Finance Agency to the City of Pawtucket, (Revolving Fund Program Project Payment Requisition Form)**

**B. Communication from the Rhode Island Clean Water Finance Agency to the City of Pawtucket, (Statements)**

**C. Communication from the Rhode Island Clean Water Finance Agency to the City of Pawtucket, (Construction Fund Draw Schedule Analysis)**

**D. Communication Telmo Da Silva, Vice President of Key Container to Janice M. LaPorte, CMC, City Clerk, (Progress Report)**

**E. Communication from Claire E. Bestwick, Acting City Clerk, Providence RI, to the Pawtucket City Council, (Resolution Urging that Cities and Towns of Rhode Island Cannot Exercise the Power of Eminent Domain)**

**F. Communication from Deidra A. Kettelle, East Greenwich Town Clerk to the Pawtucket City Council, (Resolution Urging that Cities and Towns of Rhode Island Cannot Exercise the Power of Eminent Domain)**

**G. Communication from Mayor James E. Doyle to the Honorable Members of the Pawtucket City Council, (Confirmation of the Reappointment of Lewis Soares to the Riverfront Commission)**

**H. Communication from Michael D. Cassidy, Director of Planning and Redevelopment to the Honorable City Council, (Public Meeting on Blackstone River Bike Trail Proposed Route)**

**I. Communication from Ronald L. Wunschel, Director of Finance to Donald R. Grebien, President, Pawtucket City Council, (Classified Non Union Longevity Payments)**

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**3. Communication from Michael D. Cassidy, Director of Planning and Redevelopment to the Honorable City Council, (Public Hearing – Comprehensive Plan Land Use Amendment - Hope Artiste Village) TO BE REFERRED TO THE ORDINANCE COMMITTEE.**

**4. Communication from John J. Lombardi, Providence Council President, David Segal, Minority Leader, Miguel C. Luna, Councilman-Ward 9 to Council President Donald Grebien, (Request for Support of Use of Clean, Renewable Energy) TO BE REFERRED TO THE ORDINANCE COMMITTEE.**

**5. Communication from Norma M. Walker, Cemetery Overseer for St. Mary Antiochian, Orthodox Church, and Walnut Hill Cemetery to the Pawtucket City Council, (Restoration of Water at Walnut Hill Cemetery) TO BE REFERRED TO THE CEMETERY COMMITTEE.**

**6. COUNCIL REPRESENTATIVE TO SERVE ON THE RIVERFRONT**

**COMMISSION - Term to expire first Monday in June 2006.**

**ROLL CALL   AYES\_\_\_\_\_   NOES\_\_\_\_\_**

**7. THE FINANCE COMMITTEE RETURNS THE FOLLOWING REQUEST  
WITH THE RECOMMENDATION TO BE DENIED:**

**Communication from the Honorable Mayor James E. Doyle to the  
Honorable Members of the Pawtucket City Council. (Mixed Magic  
Theatre Donation Request)**

**8. THE FINANCE COMMITTEE RETURNS THE FOLLOWING REQUEST  
WITH THE RECOMMENDATION TO BE DENIED:**

**Communication from the Honorable Mayor James E. Doyle to the  
Honorable Members of the Pawtucket City Council. (Request for  
Financial Assistance to Help Pay A.G. T. Luz Que Brilla Food Pantry's  
Fill)**

**9. THE FINANCE COMMITTEE RETURNS THE FOLLOWING REQUEST  
WITH THE RECOMMENDATION TO BE DENIED:**

**Communication from the Honorable Mayor James E. Doyle to the  
Honorable Members of the Pawtucket City Council. (Cape Verdean  
Subcommittee of the Historical Preservation & Heritage Commission  
Donation Request)**

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**10. THE FINANCE COMMITTEE RETURNS THE FOLLOWING  
REQUEST WITH THE RECOMMENDATION TO BE DENIED:**

**Communication from the Honorable Mayor James E. Doyle to the  
Honorable Members of the Pawtucket City Council. (GAMM Theatre  
Donation Request)**

**11. THE FINANCE COMMITTEE RETURNS THE FOLLOWING REQUEST WITH THE RECOMMENDATION TO BE APPROVED IN THE AMOUNT OF \$100.00:**

**Communication from the Honorable Mayor James E. Doyle to the Honorable Members of the Pawtucket City Council. (RI Veterans Action Center Donation Request)**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**12. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF LOUELLA CHILDRESS.**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**13. THE FINANCE COMMITTEE RECOMMENDS APPROVAL ON THE FOLLOWING RESOLUTION:**

**RESOLUTION AUTHORIZING THE ABATEMENT OF TAXES ON  
MOTOR VEHICLES, REAL ESTATE AND TANGIBLE PERSONAL  
PROPERTY FOR JANUARY, FEBRUARY AND MARCH OF 2005 IN THE  
SUM OF \$53,911.43**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**14. THE FINANCE COMMITTEE RECOMMENDS APPROVAL ON THE  
FOLLOWING RESOLUTION:**

**RESOLUTION APPROVING MOTOR VEHICLE ABATEMENTS DUE TO  
THE AUTO PHASE-OUT EXEMPTION IN THE AMOUNT OF \$558,  
063.07**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**15. THE FINANCE COMMITTEE RECOMMENDS APPROVAL ON THE  
FOLLOWING RESOLUTION:**



**RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO  
PURGE UNCOLLECTED AUTO AND TANGIBLE RECEIVABLES IN THE  
AMOUNT OF \$1,658,098.48 REPRESENTING THE YEARS 1993  
THROUGH 1994.**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**16. THE FINANCE COMMITTEE RECOMMENDS APPROVAL ON THE  
FOLLOWING RESOLUTION:**

**RESOLUTION TO APPROVE AND ADOPT THE FORM OF AMENDED  
SECTION 125 CAFETERIA PLAN EFFECTIVE JULY 1, 2005. (Health  
Benefit Co-Payment)**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**17. THE CITY PROPERTY COMMITTEE RECOMMENDS APPROVAL  
ON THE FOLLOWING RESOLUTION:**

**RESOLUTION OF THE CITY COUNCIL CONVEYING AN EASEMENT  
FOR THE INCINERATOR PROPERTY ON GROTTA AVENUE TO  
VERIZON.**

**ROLL CALL   AYES\_\_\_\_\_   NOES\_\_\_\_\_**

**18. THE ORDINANCE COMMITTEE RECOMMENDS APPROVAL ON  
THE FOLLOWING RESOLUTION:**

**RESOLUTION ADOPTING THE RULES AND REGULATIONS FOR THE  
LICENSING OF ALL QUALIFIED PERSONS ENGAGED IN THE  
BUSINESS OF COLLECTION AND HAULING OF REFUSE AND  
OPERATION OF TRANSFER STATIONS, AS DEFINED IN CHAPTER  
2775 OF THE ORDINANCES OF THE CITY OF PAWTUCKET.**

**ROLL CALL   AYES\_\_\_\_\_   NOES\_\_\_\_\_**

**19. AN ORDINANCE REPEALING SECTIONS 8 AND 9 OF CHAPTER 108 OF THE REVISED ORDINANCES OF THE CITY OF PAWTUCKET ENTITLED “ALCOHOLIC BEVERAGES” (Maximum Number of Licenses)**

**FOR SECOND PASSAGE**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**20. AN ORDINANCE IN AMENDMENT OF CHAPTER 108 OF THE REVISED ORDINANCES OF THE CITY OF PAWTUCKET ENTITLED “ALCOHOLIC BEVERAGES” (Class B-Restrictions), AS AMENDED**

**FOR SECOND PASSAGE**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**21. THE FINANCE COMMITTEE RETURNS THE FOLLOWING  
ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 2773 OF THE  
ORDINANCES OF THE CITY OF PAWTUCKET ESTABLISHING A PAY  
PLAN FOR THE CITY OF PAWTUCKET. (Delete the Traffic  
Engineering Aide III and Create Senior Traffic Engineering Aide)**

**FOR FIRST PASSAGE**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**22. THE FINANCE COMMITTEE RETURNS THE FOLLOWING  
ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 2773 OF THE  
ORDINANCES OF THE CITY OF PAWTUCKET ESTABLISHING A PAY**

**PLAN FOR THE CITY OF PAWTUCKET. (Create the Position of Police/Chief Accountant – Grievance/Reclassification)**

**FOR FIRST PASSAGE**

**ROLL CALL   AYES\_\_\_\_\_   NOES\_\_\_\_\_**

**23. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 108 OF THE REVISED ORDINANCES OF THE CITY OF PAWTUCKET ENTITLED “ALCOHOLIC BEVERAGES” (Adequate Parking Requirements)**

**FOR FIRST PASSAGE**

**ROLL CALL   AYES\_\_\_\_\_   NOES\_\_\_\_\_**

**24. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING  
ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:**

**AN ORDINANCE AMENDING SECTION 388-64 OF THE CODE OF  
ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED  
MEMORIAL HOSPITAL "HOSPITAL ZONE" PARKING (Rhode Island  
Ave)**

**FOR FIRST PASSAGE**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

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**25. THE ORDINANCE COMMITTEE SUBMITS THE FOLLOWING  
ORDINANCE WITH THE RECOMMENDATION TO BE LAID ON THE  
TABLE:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 202 OF THE CODE**

**OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED  
“FEES”.**

**26. THE ORDINANCE COMMITTEE SUBMITS THE FOLLOWING  
ORDINANCE WITH THE RECOMMENDATION TO BE LAID ON THE  
TABLE:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 116 OF THE CODE  
OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED  
“ANIMALS.” (ESTABLISHING FEES FOR DOG LICENSES)**

**27. THE ORDINANCE COMMITTEE SUBMITS THE FOLLOWING  
ORDINANCE WITH THE RECOMMENDATION TO BE LAID ON THE  
TABLE:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 260 OF THE CODE  
OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED  
“LICENSING” (Holiday License)**

## **28. PETITION FOR LICENSE:**

### **VICTUALLING HOUSE 1ST Class –**

**Cretcheu Corp d/b/a Cretcheu Grupo, 593 Weeden Street, (transfer from Rock's Bar Incorporated, 451 Prospect Street) LIC#00751**

## **29. \*PETITIONS FOR LICENSES:**

### **ENTERTAINMENT**

**Petition of All Children's Theatre, for a license to conduct a Fundraiser at the Pawtucket Armory, 172 Exchange Street on Friday, September 23, 2005, from 7:00 p.m. until 9:30 p.m., LIC#0414M**

### **RETAIL SALES - FIREARMS - New**

**John Francis d/b/a Competition Shooting Supplies, 435 Benefit St. LIC#B0001**



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**VICTUALLING HOUSE 1st Class –**

**Sonny Michel d/b/a Chez Sonny Haitian Restaurant, (transfer from  
Joseph Depina d/b/a Depina's Restaurant) 97 Lonsdale Avenue,  
LIC#00752**

**VICTUALLING HOUSE 1ST Class – NEW**

**Wendy's International Inc., d/b/a Wendy's Restaurant, 368 Cottage St.  
LIC#00750**

**30. \*THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY TO BE REFERRED TO THE COMMITTEE ON CLAIMS AND PENDING SUITS:**

**Christine Gailey by One Beacon Insurance - \$4205.13**

**Kathleen and Almerinda McGeough - \$17,600+ - SEWER BACK-UP  
6/14/2005**

**Alix Nelson by Commerce Insurance - \$1872.93**

**31. THE COMMITTEE ON CLAIMS AND PENDING SUITS RETURNS  
THE FOLLOWING CLAIMS WITH THE FOLLOWING  
RECOMMENDATIONS:**

**RECOMMENDED TO BE PAID –**

**Christopher Dunn - \$1171.69**

**ROLL CALL AYES\_\_\_\_\_ NOES\_\_\_\_\_**

**Gary Hebner by Allstate Insurance - \$1473.82**

**ROLL CALL   AYES\_\_\_\_\_   NOES\_\_\_\_\_**

**Francheska Santiago - \$816.64**

**ROLL CALL   AYES\_\_\_\_\_   NOES\_\_\_\_\_**

**RECOMMENDED TO BE TAKEN UNDER ADVISEMENT AND  
REFERRED TO THE LEGAL DEPARTMENT:**

**Bernadette Barney by Jeffry Perlow, Esq. - \$100,000.00**

**Laura Beauchamp by Richard P. Brederson, Esq. – No Amount  
Specified**

**Ann Jarjoura by Attorney Robert Ameen – No Amount Specified**

**Smithfield Avenue Congregational Church - \$9632.31**

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**RECOMMENDED TO BE DENIED:**

**John Masse - \$287.10**

**32. THE COMMITTEE ON CLAIMS AND PENDING SUITS RETURNS  
THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY:**

**SEWER CLAIMS –**

**Kimberly Abbott - \$9140.00**

**Mary-Beth Bairos - \$800.00**

**Dolores Baker - \$993.44/\$1643.00**

**Wallace Bey by Attorney Michael R. McElroy - \$25,452.00**

**Mary & Maureen Cordoni - \$518.99**

**Gerald DeGasparre – No Amount Specified**

**Sidik Kassam - \$1077.72/\$1363.03**

**Mark R. Kindberg – \$6391.07**

**Uinseann MacComascaigh – \$4029.75**

**John & Laureen Macomber - \$980.58**

**Andrea Massey - \$3230.00**

**Anne & Michael Mooney - \$2200.00**

**Christine O'Day – \$1227.76**

**Clarence Snead – \$2940.75**

## **POTHOLE – NOT FILED WITHIN 7 DAYS**

**Peter Hopps - \$235.99**

## **MISCELLANEOUS:**

**Jose Ariza - \$90.00**

**Linda Morrison Brady - \$20.33**

**Linda Flangan by Peter Iascone, Esq. - \$100,000.00**

**Lee Myer - \$548.05/\$757.68**

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**ACCIDENTS INVOLVING CITY VEHICLES**

**Antonio Cabral - \$1878.72/\$2279.42**

**Melissa LaRoche by D'Olivier and Morgan - \$20,000.00**

**Michelle Villa by Attorneys Wingrad Shine & Zacks - \$3118.31**

**Michael Wyatt - \$2465.30/\$2580.44**

**ADJOURNED\_\_\_\_\_P.M.**